



09-14-05

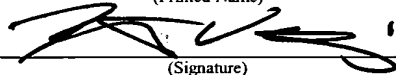
# RCE JZW

Atty. Dkt. No. 051448-0206

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gil DUDKIEWICZ et al.

Title: SYSTEM AND METHOD  
FOR CREATING AND  
EDITING A VIEWER  
PROFILE USED IN  
DETERMINING THE  
DESIRABILITY OF VIDEO  
PROGRAMMING EVENTS

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV 445622805 US (Express Mail Label Number)	September 12, 2005 (Date of Deposit)
Ruthie Vallejo (Printed Name)	
 (Signature)	

Appl. No.: 09/992,414

Appl. Filing Date: 11/16/2001

Examiner: Jason P. Salce

Art Unit: 2611

**REQUEST FOR CONTINUED EXAMINATION (RCE)**  
**TRANSMITTAL**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

09/15/2005 HBIZUNES 00000065 09992414  
01 FC:2801 395.00 OP

09/15/2005 HBIZUNES 00000065 09992414  
02 FC:2253 510.00 OP

- ☐ Please enter and consider the amendment and/or reply previously filed on \_\_\_\_.
- ☐ Please consider the Affidavit(s)/Declaration(s) previously filed on \_\_\_\_ but not considered.
- ☐ Please consider the arguments in the Appeal Brief or Reply previously filed on \_\_\_\_.
- ☐ Other \_\_\_\_.
- b. Enclosed are:
- ☒ Amendment/Reply (10 pages).
- ☐ Affidavit(s)/Declaration(s).
- ☐ Information Disclosure Statement.
- ☐ Form PTO-1449 with copies of \_\_\_\_ listed reference(s).
- ☐ Other .

## Miscellaneous:

- ☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$790.00	= \$790.00
Total Claims:	23	- 35	= 0	x \$50.00	= \$0.00
Independents	3	- 4	= 0	x \$200.00	= \$0.00
First presentation of any Multiple Dependent Claims:				+ \$360.00	= \$0.00
CLAIMS FEE TOTAL:					= \$790.00

[ X ] Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$120.00	0	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$450.00		\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the third month:	\$1,020.00		\$1,020.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,590.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,160.00		\$0.00
EXTENSION FEE SUBTOTAL:				\$1,020.00
EXTENSION FEE ALREADY PAID: -				\$0.00
EXTENSION FEE TOTAL				\$1,020.00
CLAIMS AND EXTENSION FEE TOTAL:				\$1,810.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$905.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
TOTAL FEE:				\$905.00

☐ Please charge Deposit Account No. 50-0872 in the amount of \$905.00. A duplicate copy of this transmittal is enclosed.

[ X ] A check in the amount of \$905.00 to cover the filing fee is enclosed.

[ X ] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date September 12, 2005

FOLEY & LARDNER LLP  
Customer Number: 23392  
Telephone: (310) 975-7964  
Facsimile: (310) 557-8475

By *Just Selig* Reg. No. 56,252  
for

Ronald Coslick  
Attorney for Applicant  
Registration No. 36,489